# ARNOLD & PORTER LLP

**RECEIVED** 

202.942.5000 202.942.5999 Fax

555 Twelfth Street, NW Washington, DC 20004-1206

NOV 15 2005

**BOARD OF PATENT APPEALS** AND INTERFERENCES

## Fax Transmittal

| RECIPIENT NAME(S)   | ₹1 · · · | RECIPIENT<br>FAX NUMBER(S)  | RECIPIENT<br>TELEPHONE NUMBER(S                    |
|---|----------|---|--|
| Carolyn Moskey  |          | ) 273-0299  | (571) 272-0299                                     |
| SENDER Thomas E. Holsten  |          | NDER'S TELEPHONE NUMBER   | SENDER'S ROOM NUMBER                               |
|   |          | 942-5085  | 981  |
| CLIENT/MATTER NUMBER  | 5230     | MEKEEPER NUMBER   | NUMBER OF PAGE(S) We are transmitting 2 page(s)    |
| TRANSMISSION DEADLINE (DATE & TIME) This document must be transmitted no later than: November 15, 2005/ASAP |          | ALTERNATE TELEPHO   | (including this cover sheet) ONE NUMBER (OPTIONAL) |
|   |          | Alternate telephone number at which the sender can be reached if there are difficulties with this fax: (202) 942-5159 |  |

Re: U.S. Patent Application Ser. No. 09/702,134 filed October 31, 2000

Confirmation No. 8935

Title: Plant Genome Sequence and Uses Thereof

Inventors: Andrey A. BOUKHAROV et al.

Atty. Dkt.: 16517.114

#### Dear Carolyn:

Pursuant to our telephone conversation today, enclosed is an Evidence Appendix to be attached to the Appellant's Brief in the above-identified application. Please feel free to contact me if I can be of any further

Tom

#### PRIVILEGED AND CONFIDENTIAL

Information intended only for the use of the addressee named above. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, please note that any dissemination, distribution or copying of this communication is strictly prohibited. Anyone who receives this communication in error should notify us immediately by telephone and return the original message to us at the above address via the U.S. Mail.

Andrey A. BOUKHAROV et al. Appln. No.: 09/702,134

### **EVIDENCE APPENDIX**

No New Evidence.